

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
June 28, 2011

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, June 28, 2011 at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

Frank J. Thornton, Chairman, Fairfield District
Richard W. Glover, Vice Chairman, Brookland District
James B. Donati, Jr., Varina District
David A. Kaechele, Three Chopt District

Members of the Board Absent:

Patricia S. O'Bannon, Tuckahoe District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Capt. Earl P. Williams, Jr., Civil Process, Sheriff's Office
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, FAICP, Deputy County Manager for Special Services
Leon T. Johnson, Ph.D., Deputy County Manager for Administration
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations

Mr. Thornton called the meeting to order at 7:03 p.m.

Mr. Thornton led recitation of the Pledge of Allegiance.

Reverend Marcus D. Martin, Senior Pastor of New Bridge Baptist Church, delivered the invocation.

On motion of Mr. Kaechele, seconded by Mr. Glover, the Board approved the minutes of the June 14, 2011 Regular and Special Meetings.

The vote of the Board was as follows:

Yes: Thornton, Glover, Donati, Kaechele

No: None

MANAGER'S COMMENTS

Mr. Hazelett advised that Mrs. O'Bannon was absent from the meeting due to an unforeseen vacation and reservations that could not be changed.

Henrico County, under the guidance of the Office of Emergency Management in the Division of Fire, has completed the process to become certified as "StormReady" by the National Weather Service. The application process for designation as a StormReady community involves a comprehensive review of policies, procedures, and systems designed to notify the public about weather-related emergencies and other disasters. The County's application included an emphasis on public outreach efforts such as the Henrico Community Emergency Response Team (CERT) program and the County's ongoing partnership with the National Weather Service to offer SkyWarn spotter training for citizens. With the County's completion of this certification program, it has joined Chesterfield, Colonial Heights, Richmond, and Virginia Commonwealth University in taking the extra step to ensure that citizens and visitors in the Richmond metropolitan area are better prepared for weather-related emergencies. William Sammler, Warning Coordination Meteorologist with the National Weather Service office in Wakefield, Virginia, presented Henrico Fire Chief Edwin Smith and Emergency Management Deputy Coordinator Anna McRay with a plaque and two road signs recognizing Henrico County as a "StormReady" community.

BOARD OF SUPERVISORS' COMMENTS

Mr. Glover announced that several major youth baseball tournaments will be held during the next two months at RF&P Park in Glen Allen, including the American Legion Junior Virginia Baseball Championship and the Triple Crown United States Baseball Championships in late July and the Babe Ruth 14-Year-Old World Series in late August. He noted that a lot of volunteers are in place to make sure these tournaments happen and encouraged citizens to come out to RF&P Park and watch some good baseball.

Mr. Thornton acknowledged the recent passing of Michael Healy, who was actively involved with youth soccer in the Fairfield District and throughout the County.

Mr. Thornton recognized the following Boy Scouts who were observing the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge: Conner Drago from Troop 529, sponsored by American Legion Battlefields Post 144; and Zheng Chen from Troop 799, sponsored by Trinity United Methodist Church.

RECOGNITION OF NEWS MEDIA

Mr. Thornton recognized Luz Lazo from the *Richmond Times-Dispatch*.

PRESENTATION

Christina Harris, Vice Chairperson of the Keep Henrico Beautiful Committee, was joined by members of the Board of Supervisors and the following members of her committee in presenting awards for exemplary residential and commercial properties: Nancy Bruce, Elaine Burton, Cindy Funk, Debra Harrison, Louis Hearn, Sanjay Mittal, Brian Montgomery, and Linda Turner. Thomas Rivers (Fairfield) and Nick and Susan Kappel (Tuckahoe) received Land Lover Awards. Ruby Tate (Brookland), Tuyen Nguyen (Three Chopt), and Demetrias and Erika Woods (Varina) were not in attendance but were also recognized as Land Lover Award winners. The following businesses received Clean Business Awards: Costco, represented by Mazin Mahmoud, Administration Manager (Three Chopt); Virginia Eye Institute, represented by Jane Broadbent, Director of Marketing (Tuckahoe); and Virginia Credit Union, represented by Becky Wright, Assistant Manager (Varina). The Greenhouse (Brookland) and Wendy's (Fairfield) did not have representatives in attendance but were also recognized as Clean Business Award winners.

RESIGNATION/APPOINTMENTS

- 143-11 Resolution – Appointment of Member – Board of Social Services.
- On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.
- 144-11 Resolution – Appointment of Members – The Cultural Arts Center At Glen Allen Foundation Board of Directors.
- On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.
- 145-11 Resolution – Appointment of Member – Greater Richmond Partnership Board of Directors.
- On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.
- 146-11 Resolution – Appointment of Members – J. Sargeant Reynolds Community College Board.
- On motion of Mr. Donati, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.
- 147-11 Resolution – Resignation of Member – Local Emergency Planning Committee.
- On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.

148-11 Resolution – Nomination of Member – Local Emergency Planning Committee.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.

149-11 Resolution – Appointment of Member – Transportation Safety Commission.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

150-11 Resolution – Appointment of Members and Alternates – Virginia Transit Association Board of Directors.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

PUBLIC HEARING ITEMS

151-11 Resolution - Authorizing the County Manager to Submit the Henrico County 2011-2012 Annual Consolidated Plan, including the CDBG Program Year Twenty-Two Plan and the HOME Program Year Fifteen Plan; to Execute the CDBG Agreement for Program Year Twenty-Two and the HOME Agreement for Program Year Fifteen; and to Execute Contracts to Implement the CDBG and HOME Activities.

Mark Strickler, Director of Community Revitalization, narrated a brief slide presentation on the consolidated plan for the Community Development Block Grant (CDBG) and HOME Investments Partnership Program (HOME) FY 2011-12 budget. He explained changes to the United States Department of Housing and Urban Development's (HUD's) allocations for these programs over the previous year, the number of funding requests received from outside organizations, those requests recommended for funding by staff, and sources and proposed uses of CDBG and HOME program funds.

Brenda Hicks, Director of the Center for Housing Education for Housing Opportunities Made Equal of Virginia, Inc., addressed the Board during the public hearing. She thanked the Board for its past support, asked for its continued support, and thanked the Department of Community Revitalization staff for helping her organization have a successful first time homebuyer program in Henrico County. Ms. Hicks noted how her organization is assisting first-time homebuyers, commented on the benefits of homeownership, and expressed hope that the Board will consider providing funds in the future for the organization's foreclosure prevention program, for which funding was not recommended.

On motion of Mr. Kaechele, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

152-11

Ordinance - To Amend and Reordain Section 19-2 Titled “Definitions,” Section 19-60 Titled “Required,” Section 19-134 Titled “Lot frontage,” and Section 24-9 Titled “Street frontage required,” and to Add Division 4 Titled “Family subdivisions” and Consisting of Section 19-97 Titled “Required,” Section 19-98 Titled “Family subdivision plat,” Section 19-99 Titled “Review of plat; action by planning commission,” Section 19-100 Titled “Standards for review,” and Section 19-101 Titled “Recording,” All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements.

Ben Blankinship, Principal Planner, narrated a slide presentation titled *Proposed Amendment to Allow Family Subdivisions with No Public Street Frontage*. During his presentation, Mr. Blankinship reviewed the existing street frontage requirement in the County's zoning ordinance, public policy concerns relating to this requirement, the exception in the County Code for family divisions, two issues the Board asked the Planning Commission to address in remanding an earlier draft subdivision amendment to the Commission, proposed regulations and requirements included in the draft amendment brought back through the Commission for the Board's consideration, and differences in the draft amendment between the Commission's current recommendation and a consensus arrived at by the Board at a recent work session.

Mr. Blankinship, Mr. Hazelett, and Mr. Rapisarda responded to questions from the Board. There was discussion regarding the proposed construction standards for private drives serving new homes in family divisions.

Andrew Bristow, a resident of the Varina District, questioned the necessity of requiring that a family subdivision be served by an eighteen-foot paved road. Mr. Glover, Mr. Blankinship, and Mr. Kaechele responded to Mr. Bristow's concerns. Mr. Blankinship and Mr. Rapisarda responded to follow-up questions by the Board and elaborated on the impact of a 2004 decision by the Supreme Court of Virginia in *Cochran v. Fairfax County Board of Zoning Appeals* and how this case limits the authority of local boards of zoning appeals (BZAs) to grant variances, including those requested for family divisions.

Mr. Hazelett noted that he had for the Board's consideration a substitute ordinance labeled as agenda item 152A-11. He advised that the major differences between the ordinance recommended by the Planning Commission and this substitute was that the substitute changed the surface width of the required private drive from 24 feet to 18 feet and the

requirement that homes be within 1,320 feet of the public street to 1,000 feet.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved the substitution of ordinance 152A-11 for 152-11.

On motion of Mr. Kaechele, seconded by Mr. Glover, with Mr. Donati voting no, the Board approved Agenda Item No. 152A-11 – see attached substitute ordinance.

153-11

Ordinance – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses,” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property.

Mr. Blankinship narrated a slide presentation titled *Refuse Containers: Hours of Servicing*. During his presentation, Mr. Blankinship reviewed the problem residents have experienced with enforcement of the noise ordinance, the definition of the term "refuse container," and current and proposed regulations addressing dumpster noise under the County's zoning ordinance.

Mr. Blankinship responded to questions from Mr. Kaechele.

Mr. Hazelett noted that he had for the Board's consideration a substitute ordinance labeled as agenda item 153A-11. The major difference between the ordinance recommended by the Planning Commission and this substitute was that the substitute prohibited the servicing of refuse containers between midnight and 6:00 a.m. in all zoning districts rather than some zoning districts as recommended by the Planning Commission.

No one from the public spoke in opposition to either the ordinance recommended by the Planning Commission or the substitute ordinance.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved the substitution of ordinance 153A-11 for 153-11.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 153A-11 – see attached substitute ordinance.

154-11 Resolution - Signatory Authority – Conveyance of Real Estate – Cedar Lawn Subdivision – Varina District.

No one from the public spoke in opposition to this resolution.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

PUBLIC COMMENTS

Richard Flanagan, President of the Three Fountains North Civic Association, reiterated concerns presented at the last meeting by representatives of his association alleging that uncontrolled County stormwater and sediment is emptying into the association's private Lake Overton. Rudy Morgan, a resident of Three Fountains North, elaborated on the character of his community and joined Mr. Flanagan in requesting assistance from the County in cleaning up the lake.

Mr. Thornton thanked Mr. Flanagan and Mr. Morgan for their comments. He pointed out that it was expressed at the last Board meeting that the County would provide letters of support for a grant that the association is trying to obtain for the project. Mr. Hazelett stated that it was also indicated at the last meeting that the County would be glad to meet with the residents and provide written explanation to them of the County's position. He added that this is a situation occurring throughout the County and that the County will try its best to assist the community although because the lake is on private property there may be disagreements between the community and the County concerning what defines natural sediment.

GENERAL AGENDA

155-11 Resolution – Appropriation of Funds for Fiscal Year 2011-12.

Gene Walter, Director of the Management and Budget Division, and Mr. Hazelett responded to a question from Mr. Glover.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

156-11 Resolution - Award of Contract - Annual Engineering Services, Water and Sewage Pumping Stations - Greeley and Hansen.

Art Petrini, Director of Public Utilities, responded to questions from Mr. Glover.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

157-11 Resolution - Award of Contract - Annual Engineering Services for Water and Sewer Projects - URS Corporation.

Mr. Petrini responded to questions from Mr. Glover and Mr. Kaechele.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

158-11 Resolution - Award of Contract - Annual Engineering Services for Water and Sewer Projects - Draper Aden Associates.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.

159-11 Resolution - Award of Contract - Engineering Services, Henrico County Stormwater Utility Study.

Tim Foster, Director of Public Works, responded to questions from Mr. Glover. He and Mr. Hazelett responded to a question from Mr. Kaechele.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.

There being no further business, the meeting was adjourned at 8:53 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 145-11

Page No.

Agenda Title **RESOLUTION - Appointment of Member - Greater Richmond Partnership Board of Directors**

<p>For Clerk's Use Only:</p> <p>Date JUN 28 2011</p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Colner</u> Seconded by (1) <u>Kaechele</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia appoints **James B. Donati, Jr.**, a member of the Board of Supervisors, to the Greater Richmond Partnership Board of Directors for a one-year term expiring June 30, 2012 or thereafter, when his successor shall have been appointed and qualified.

<p>By Agency Head _____</p>	<p>For _____ By County Manager <u>Berge J. D...</u></p>
<p>Routing: Yellow to: _____ Copy to: _____</p>	<p>Certified: A Copy Teste: _____ Clerk, Board of Supervisors Date: _____</p>



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 146-11
Page No.

Agenda Title **RESOLUTION - Appointment of Members - J. Sargeant Reynolds
Community College Board**

<p>For Clerk's Use Only:</p> <p>JUN 28 2011</p> <p>Date _____</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Donati</u> Seconded by (1) <u>Kaechele</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia appoints the following persons to the J. Sargeant Reynolds Community College Board for four-year terms beginning July 1, 2011 and expiring June 30, 2015 or thereafter, when their successors shall have been appointed and qualified:

Three Chopt District
Tuckahoe District
Varina District

James Cuthbertson

Marcus D. Martin

By Agency Head _____ *Jm* By County Manager George J. Drury

Routing: Yellow to: _____

Copy to: _____

Certified: _____

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Clerk, Board of Supervisors

Date: _____



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 147-11
Page No.

Agenda Title **RESOLUTION - Resignation of Member - Local Emergency Planning
Committee**

<p>For Clerk's Use Only:</p> <p>JUN 28 2011</p> <p>Date _____</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Oliver</u> Seconded by (1) <u>Kaechele</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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WHEREAS, on January 11, 2011, Captain Carl A. Mueller was renominated to serve on the Local Emergency Planning Committee as the Law Enforcement Representative for a term expiring December 31, 2012; and

WHEREAS, by e-mail correspondence dated May 24, 2011 and directed to Barry R. Lawrence, Clerk to the Board of Supervisors, Captain Mueller submitted his resignation from the Committee effective June 18, 2011.

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia accepts the resignation of Capt. Carl A. Mueller from the Local Emergency Planning Committee.

<p>By Agency Head _____ <u>gll</u></p>	<p>By County Manager <u>for</u> <u>Berge</u></p>
<p>Routing:</p> <p>Yellow to: _____</p> <p>Copy to: _____</p>	<p>Certified: _____</p> <p>A Copy Teste: _____</p> <p align="center">Clerk, Board of Supervisors</p> <p>Date: _____</p>

Lawrence, Barry

From: Mueller, Carl
Sent: Tuesday, May 24, 2011 9:09 AM
To: Lawrence, Barry
Cc: Leary, Albert; Alloway, Stephen
Subject: Resignation from the LEPC

Mr. Lawrence,

Effective June 18th, 2011 I will be reassigned from the Division of Police Homeland Security Section. As such, I request that you accept this notice as my resignation request from the Local Emergency Planning Committee. I have enjoyed the opportunity to serve with this Committee. I recommend that the new Commanding Officer (Captain C. S. Alberta) for Homeland Security be the next law enforcement appointment to the Committee. Should you have any questions, do not hesitate to contact me.

Carl

Captain Carl Mueller
Homeland Security
Henrico County Police
804.328.2573 ext. 2240
cell: 804.928.0065



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 148-11
Page No. _____

Agenda Title **RESOLUTION - Nomination of Member - Local Emergency Planning Committee**

<p>For Clerk's Use Only:</p> <p>Date <u>JUN 28 2011</u></p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Glover</u> Seconded by (1) <u>Kaechele</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia nominates the following person for appointment to the Local Emergency Planning Committee for an unexpired term ending December 31, 2012 or thereafter, when his successor shall have been appointed and qualified:

Law Enforcement Representative

Capt. Christopher S. Alberta, Henrico County Division of Police

<p>By Agency Head _____</p>	<p>For By County Manager <u>George J. D...</u></p>
<p>Routing:</p> <p>Yellow to: _____</p> <p>Copy to: _____</p>	<p>Certified: _____</p> <p>A Copy Tests: _____</p> <p align="center">Clerk, Board of Supervisors</p> <p>Date: _____</p>



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 149-11
Page No.

Agenda Title **RESOLUTION - Appointment of Member - Transportation Safety
Commission**

<p>For Clerk's Use Only:</p> <p>JUN 28 2011</p> <p>Date _____</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Colucci</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia appoints the following person to the Transportation Safety Commission for an unexpired term ending December 31, 2011 or thereafter, when her successor shall have been appointed and qualified:

Brookland District

Marilyn J. Blake

By Agency Head _____ *ja* By County Manager _____

Routing:
Yellow to: _____
Copy to: _____

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Clerk, Board of Supervisors
Date: _____



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 151-11
Page No. 1 of 2

Agenda Title: RESOLUTION — Authorizing the County Manager to Submit the Henrico County 2011-2012 Annual Consolidated Plan, including the CDBG Program Year Twenty-Two Plan and the HOME Program Year Fifteen Plan; to Execute the CDBG Agreement for Program Year Twenty-Two and the HOME Agreement for Program Year Fifteen; and to Execute Contracts to Implement the CDBG and HOME Activities.

For Clerk's Use Only: JUN 28 2011 Date: _____ <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Donati</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="0"> <tr> <td></td> <td>YES</td> <td>NO</td> <td>OTHER</td> </tr> <tr> <td>Donati, J.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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WHEREAS, Henrico County is an entitlement community under the U. S. Department of Housing and Urban Development ("HUD") Community Development Block Grant ("CDBG") Program, as authorized by Title 1 of the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, the County's CDBG entitlement is \$1,335,243 for Program Year Twenty-Two, and the County has prepared the attached objectives and proposed uses of CDBG entitlement funds for 2011-2012; and,

WHEREAS, the County is an entitlement community under the HUD Home Investment Partnership Program ("HOME") as authorized by the HOME Act of 1990, as amended; and,

WHEREAS, the County's HOME entitlement is \$813,298 for Program Year Fifteen, and the County has prepared the attached objectives and proposed uses of HOME funds for 2011-2012; and,

WHEREAS, \$148,991 in CDBG funds from previous years are included in the proposed use of CDBG and HOME funds in 2011-2012; and,

WHEREAS, localities are required to submit a Consolidated Plan (the "Plan") with annual installments as a condition of receiving funds under the Housing and Community Development Act of 1974 and the HOME Act of 1990, and the Department of Community Revitalization has prepared the required Plan for submission to HUD with proposed uses of CDBG and HOME funds for 2011-2012 as shown on the attached table.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that it: (1) approves the 2011-2012 Plan, including the proposed uses of CDBG and HOME funds for 2011-2012; (2) authorizes the County Manager to submit the Plan as required by law; and (3) authorizes the County Manager to execute the agreements and contracts necessary to implement the CDBG and HOME activities in a form approved by the County Attorney.

By Agency Head [Signature] for By County Manager [Signature]

Routing:
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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 151-11

Page No. 2 of 2

Agenda Title: RESOLUTION — Authorizing the County Manager to Submit the Henrico County 2011-2012 Annual Consolidated Plan, including the CDBG Program Year Twenty-Two Plan and the HOME Program Year Fifteen Plan; to Execute the CDBG Agreement for Program Year Twenty-Two and the HOME Agreement for Program Year Fifteen; and to Execute Contracts to Implement the CDBG and HOME Activities.

COMMENTS: The Director of Community Revitalization recommends approval of this Board paper, and the County Manager concurs.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 152A11
Page No. 1 of 8

Agenda Title: **ORDINANCE**— To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Family subdivision plat," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

For Clerk's Use Only: Date: JUN 28 2011 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Kraechle</u> Seconded by (1) <u>Colover</u> (2) <u>Kraechle</u> (2) <u>Colover</u> REMARKS: <div style="font-size: 2em; font-weight: bold; text-align: center;">APPROVED</div>	YES NO OTHER Donati, J. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Glover, R. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Kraechle, D. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> O'Bannon, P. <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> absent Thornton, F. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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ORDINANCE – To amend and reordain Section 19-2 titled "Definitions," Section 19-60 titled "Required," Section 19-134 titled "Lot frontage," and Section 24-9 titled "Street frontage required," and to add Division 4 titled "Family subdivisions" and consisting of Section 19-97 titled "Required," Section 19-98 titled "Family subdivision plat," Section 19-99 titled "Review of plat; action by planning commission," Section 19-100 titled "Standards for review," and Section 19-101 titled "Recording," all of the Code of the County of Henrico to regulate family subdivisions and amend street frontage requirements

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 19-2 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 19-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Family subdivision means a single division of a lot or parcel for the purpose of sale or gift to a member of the immediate family of the owner. For the purpose of this chapter, the term "member of the immediate family" is defined as any person who is a natural or legally defined offspring, stepchild, spouse, sibling, grandchild, grandparent, or parent of the owner.

By Agency Head [Signature] By County Manager [Signature]

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Clerk, Board of Supervisors

Date: _____

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
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Agenda Item No. 152A-11

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Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

Subdivision

~~(2) The term "subdivision" shall not include a single division of a lot or parcel for the purpose of sale or gift to a member of the immediate family of the owner. Any such division shall conform to all provisions of chapter 24. Only one such division shall be allowed per family member, and such division shall not be for the purpose of circumventing this chapter. For the purpose of this subsection, the term "member of the immediate family" is defined as any person who is a natural or legally defined offspring, spouse, grandchild, grandparent or parent of the owner~~
family subdivision unless the subdivision requires a new public street or extension of an existing public street, a new water distribution line, or a new sanitary sewer main.

2. That Section 19-60 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 19-60. Required.

Except for family subdivisions as provided in sections 19-97 through 19-101,

~~Whenever~~ an owner or developer desires to subdivide land, he shall submit a preliminary plat meeting the requirements of this chapter and other chapters of this Code in effect at the time the plat is submitted. The subdivider shall submit the number of copies required by the director of planning with an application for conditional approval by the planning commission.

3. That Division 4 consisting of Sections 19-97 through 19-101 be added to Article II of Chapter 19 of the Code of the County of Henrico as follows:

Division 4. FAMILY SUBDIVISIONS.

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 152A-11

Page No. 3 of 8

Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

Sec. 19-97. Required.

Whenever an owner desires to create a family subdivision that does not require a new public street or extension of an existing public street, a new water distribution line, or a new sanitary sewer main, the owner may submit a family subdivision plat in lieu of the preliminary plat required by section 19-51 and the final plat required by section 19-71. The family subdivision plat shall meet all requirements of this chapter in effect at the time the plat is submitted.

Sec. 19-98. Family subdivision plat.

The family subdivision plat shall be prepared by a registered professional engineer or registered land surveyor authorized to do business in the state. The owner shall submit the number of copies required by the director of planning and an application for approval. The plat shall have a horizontal scale of 100 feet to the inch or other scale approved by the director of planning. The plat shall clearly show the following, as applicable:

- (a) The location and boundary lines of the land to be divided.**
- (b) The name and address of the record owner of the land to be divided and the name and address of the person who prepared the plat.**
- (c) The location and names of adjoining subdivisions or of the owners of adjoining parcels of land.**
- (d) The location, width, and names of any proposed private drive; and the location, width, and names of all existing or platted streets within 300 feet of the property.**
- (e) The location, width, and purpose of other rights-of-way and easements.**
- (f) The location of physical features, such as buildings, streams, drainage ditches, floodplains, mapped dam break inundation zones, wetlands, and Chesapeake Bay Preservation Areas.**
- (g) The layout and dimensions of proposed lots.**
- (h) Scale of the plat, north arrow (true meridian where practicable), date of the plat, and tax parcel number.**
- (i) The proposed building setback lines and buildable area plans.**
- (j) Four points with coordinates in the Virginia State Plane Coordinate System. All features shown on the plan must be drawn to scale based upon the four points.**
- (k) Any monument of the Geodetic Control Network located on the property.**
- (l) Profiles along the center of any proposed private drive, indicating the type of construction and depth of materials.**

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 152A-11

Page No. 4 of 8

Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

- (m) The proposed method of water supply.
- (n) The proposed method of sewage disposal.
- (o) For lots that are not served by public sewer, a notation stating "For new construction, any on-site sewage treatment system not requiring a Virginia Pollutant Discharge Elimination System permit shall have a reserve sewage disposal site on the same lot in accordance with requirements of section 22-64 of the Henrico County Code or its successor. Such systems shall be pumped out at least once every five years. Construction of permanent buildings within the reserve sewage disposal site is prohibited."
- (p) Certification by the engineer or surveyor who prepared the plat that the plat represents and is based on a survey made by him or under his direction and supervision, that all monuments shown thereon are actually in place or will be put in place before a date specified by him, that their location and character are truly shown on the plat, and that all provisions and requirements of this chapter have been met.
- (q) A statement that the platting of the described land is with the free consent and in accordance with the desire of the owner, signed by the owner, and duly acknowledged before an officer authorized to take acknowledgments to deeds. All opaque prints and transparent copies shall contain such signatures.
- (r) A certificate setting forth the source of title of the owner of the land divided and the court in which the last conveyance or source of title is recorded, with deed book references. If the land was acquired from more than one source of title, the land acquired from each source shall be indicated on the plat.
- (s) The location of Chesapeake Bay Preservation Areas, including the boundaries of RPAs and RMAs, and a statement as follows: "All or a portion of this family subdivision is located in a Chesapeake Bay Preservation Area, which is subject to the provisions of section 24-106.3 of the Henrico County Code, or its successor."
- (t) A notation stating, "The 100-foot RPA buffer area consisting of vegetation that is effective in retarding runoff, preventing erosion, and filtering nonpoint source pollution is to be retained and remain undisturbed."
- (u) A notation stating, "Permitted activities in the RPA are restricted, and any development or disturbance in the RPA requires prior approval by the county's director of public works."

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 152 A-11

Page No. 5 of 8

Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

- (v) A notation stating, "The division shown hereon is not for the purpose of circumventing the subdivision ordinance. There shall be no transfer of the property except to a member of the immediate family for a period of five years."**
- (w) A notation stating, "The private drive shown on this family subdivision plat does not meet the standards for acceptance and maintenance as a public road by Henrico County. All lots served by the private drive shown hereon are subject to a maintenance agreement."**

Sec. 19-99. Review of plat; action by planning commission.

- (a) Requirements upon receipt. The director of planning or designee shall review the plat for compliance with the requirements of chapter 24 and determine whether every lot to be used for dwelling purposes abuts a public street right-of-way for at least 50 feet.**
 - (1) If every lot to be used for dwelling purposes abuts a public street right-of-way for at least 50 feet, or is exempt from that requirement pursuant to section 24-9(a)-(d), the director of planning shall note that the division is exempt from planning commission review. One copy of the plat shall be retained in the planning department files, and the remaining copies shall be returned to the applicant.**
 - (2) If the plat shows any lot to be used for dwelling purposes that does not abut a public street right-of-way for at least 50 feet and if that lot is not exempt from that requirement pursuant to section 24-9(a)-(d), the plat shall require approval by the planning commission.**
- (b) For plats requiring approval by the planning commission pursuant to section 19-99(a)(2), the director of planning shall forward the plat to all state and local agencies that must approve a feature of the plat and shall consult with the owner on necessary changes.**
- (c) Time for review. For plats requiring approval by the planning commission pursuant to section 19-99(a)(2), upon receipt of approvals from all reviewing agencies, the planning commission shall hold a public hearing and act on the family subdivision plat within 45 days. If state agency review is not required, the planning commission shall hold a public hearing and act within 60 days of submission. The planning commission shall not be required to approve a family subdivision plat in less than 60 days from submission, and all actions on the family subdivision plat shall be completed within 90 days of submission. For**

**COUNTY OF HENRICO, VIRGINIA
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MINUTE**

Agenda Item No. 152A-11

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Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

purposes of this subsection, a family subdivision plat shall not be deemed submitted until it contains all the information required by this chapter.

- (d) Approval or disapproval. For plats requiring approval by the planning commission pursuant to section 19-99(a)(2), the commission's approval shall be noted on two copies of the plat. One copy shall be returned to the owner and the other shall be retained by the director of planning. If the planning commission cannot approve the family subdivision plat, it shall give written reasons for denial and shall state what modifications would permit approval.

Sec. 19-100. Standards for review.

All family subdivisions requiring approval by the planning commission under section 19-99(a)(2) shall be subject to the following requirements:

- (a) A family subdivision shall comply with all requirements of chapter 24 except the public street frontage requirement.
- (b) Only one such division shall be allowed per family member, and such division shall not be for the purpose of circumventing the subdivision ordinance.
- (c) The property owner shall place a restrictive covenant on the subdivided property that prohibits the transfer of the property except to a member of the immediate family for a period of five years.
- (d) Each lot shall be served by a public street or a private drive. The public street or private drive shall connect to an existing public street. Any private drive shall serve no more than three lots. Any private drive shall be located within a recorded easement or private right-of-way not less than 30 feet wide, unobstructed from the ground up. In addition, the plat shall designate utility easements as required by the department of public utilities.
- (e) All required private drives shall comply with the standards of Section 2 of the Department of Public Works Design Manual for sight distance, horizontal curves, vertical curves, and points of access. On the advice of the county engineer, the commission may decrease or waive these standards to allow an alternative design that provides equal or greater traffic safety.
- (f) All trees, roots, vegetation, loam, humus, and other organic material shall be stripped to below the base course for the full width of the roadway and replaced with suitable fill material which shall be compacted in lifts not exceeding 12 inches in depth to a minimum CBR value of 10. Adequate drainage shall be provided to convey all surface runoff and groundwater away from the roadway.

**COUNTY OF HENRICO, VIRGINIA
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Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

- (g) The driving surface shall be at least 18 feet wide, constructed of two inches of asphalt over six inches of compacted #21-A stone, or equivalent as approved by the county engineer.
- (h) All new dwellings shall be within 1,000 feet of a public street, as measured by the path of a vehicle traveling from the dwelling to the public street. The assigned address of every dwelling shall be clearly posted at the intersection of the private drive and the public street and at the end of every driveway where it intersects the private drive.
- (i) The property owner shall record a joint access and maintenance agreement approved as to form by the county attorney and signed by the owners of all lots to be served by the private drive. At a minimum, the agreement shall provide for access by all lots to be served by the private drive and for the allocation of the cost of necessary maintenance among the owners of such lots. The agreement shall be binding on the successors in interest of all signatories. The planning commission may accept an agreement that lacks the signature of one or more lot owners if it finds the applicant has made a good-faith but unsuccessful effort to obtain such signature.

Sec. 19-101. Recording.

- (a) Prior to final approval of a family subdivision plat for recordation, the subdivider shall complete construction of the private drive, if any, at the subdivider's expense. The subdivider shall provide the director of planning and the director of public works certification by a licensed engineer that the private drive was constructed according to the approved plat and in compliance with the design standards of section 19-100, including proper compaction of the sub-base and utility trenches, base stone, and asphalt.
- (b) The applicant shall submit two opaque prints and one transparent copy of the family subdivision plat using the recording medium and inscription standards specified by the director of planning.
- (c) After the director of planning has signed the family subdivision plat, the applicant shall file the plat for recordation in the clerk's office of the circuit court within 12 months of final approval unless the director of planning has granted an extension.

4. That Section 19-134 of the Code of the County of Henrico be amended and reordained as follows:

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Agenda Title: **ORDINANCE** — To Amend and Reordain Section 19-2 Titled "Definitions," Section 19-60 Titled "Required," Section 19-134 Titled "Lot frontage," and Section 24-9 Titled "Street frontage required," and to Add Division 4 Titled "Family subdivisions" and Consisting of Section 19-97 Titled "Required," Section 19-98 Titled "Application for approval," Section 19-99 Titled "Review of plat; action by planning commission," Section 19-100 Titled "Standards for review," and Section 19-101 Titled "Recording," All of the Code of the County of Henrico to Regulate Family Subdivisions and Amend Street Frontage Requirements

Sec. 19-134. Lot frontage.

All lots shall front on a public street that connects to an existing public street, **except that a lot created by a family subdivision may front on a private drive as provided in sections 19-97 through 19-101.**

5. That Section 24-9 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-9. Street ~~Public~~ street frontage required.

~~Except for farm buildings, flag lots, stem lots, culdesac lots, and uses specified in sections 24-13(b) and (c), 24-51(c) and 24-88(f),~~ **as provided below,** no lot shall be used in whole or in part for dwelling purposes unless such lot abuts a **public street right-of-way** for at least 50 feet. No lot or parcel of land abutting the terminus of a public street **right-of-way** shall be deemed, by virtue of such abutment, to have its principal frontage on a public street **right-of-way**, unless such lot fronts on an approved permanent cul-de-sac. **No lot or parcel of land abutting the right-of-way of an interstate highway shall be deemed, by virtue of such abutment, to have frontage on a public street right-of-way.**

- (a) Summerhouses, cabins, or camps as permitted by sections 24-51(c) or 24-88(f) need not abut a public street.**
- (b) Every flag lot ~~subject to section 24-95(r)~~ shall abut a public cul-de-sac street for a minimum distance of 20 feet as provided in section 24-95(r)(5).**
- (c) Every cul-de-sac lot shall abut a public cul-de-sac street for a minimum distance of 35 feet and shall be subject to the requirements of section 24-95(v).**
- (d) Every stem lot shall abut a public cul-de-sac street for a minimum distance of 20 feet and shall be subject to the requirements of section 24-95(w).**
- (e) Lots created by family subdivision as provided in sections 19-97 through 19-101 need not abut a public street.**

6. That this ordinance shall be in full force and effect on and after its passage as provided by law.



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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses;” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

For Clerk's Use Only: Date JUN 28 2011 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	<p align="center"><i>Donat and Glover approved</i></p> <p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u><i>Celmer</i></u> Seconded by (1) <u><i>Donati</i></u> (2) <u><i>Celmer</i></u> (2) <u><i>Kaechele</i></u></p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input checked="" type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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ORDINANCE – To amend and reordain Section 24-3 titled “Enumerated;” Section 24-30.2 titled “Development standards – Multifamily development;” Section 24-32 titled “Principal uses permitted;” Section 24-34 titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 titled “Required conditions;” Section 24-50.22 titled “Development standards;” Section 24-50.33 titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, each titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 titled “Required conditions;” and to add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, each titled “Development standards and conditions for permitted uses;” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to minimize the impact of refuse container servicing on adjacent property

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 24-3 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-3. Enumerated.

For the purpose of interpreting and construing this chapter, certain words and terms used herein shall have the following meanings, unless the context requires otherwise.

By Agency Head: *[Signature]* By County Manager: *[Signature]*

Routing:
Yellow to: _____
Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors
Date: _____

COUNTY OF HENRICO, VIRGINIA
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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

Refuse container. A container with a capacity of two cubic yards or greater that has a hooking mechanism which permits it to be raised and dunned into a sanitation truck or recycling truck.

2. That Section 24-13.01 be added to the Code of the County of Henrico as follows:

Sec. 24-13.01. Development standards and conditions for permitted uses.

Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

3. That Section 24-13.5 be added to the Code of the County of Henrico as follows:

Sec. 24-13.5. Development standards and conditions for permitted uses.

Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

4. That Section 24-27.1 be added to the Code of the County of Henrico as follows:

Sec. 24-27.1. Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

5. That Section 24-30.2 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-30.2. Development standards –~~Multifamily development.~~

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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

(b) Refuse containers. Containers for refuse and recyclable materials shall be **completely screened from view and** located in an enclosed area conveniently accessible to all residents. Enclosures shall be constructed of finished masonry materials with the exception of gates and doors. Gates and doors shall be opaque, substantial, and oriented to minimize views of the enclosures from public rights-of-way. Concrete pavement shall be used where the refuse container pad and apron are located. **Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.**

6. That Section 24-32 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-32. Principal uses permitted.

(dd) Residential uses as follows:

(1) Multi-family residential, including condominiums, as stipulated below:

c. Refuse containers. Containers for refuse and recyclable materials shall be **completely screened from view and** located in an enclosed area conveniently accessible to all residents. Enclosures shall be constructed of finished masonry materials with the exception of gates and doors. Gates and doors shall be opaque, substantial, and oriented to minimize views of the enclosures from public rights-of-way. Concrete pavement shall be used for the refuse container pad and apron. **Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.**

(2) Townhouse for sale as stipulated below:

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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

c. Refuse containers. Containers for refuse and recyclable materials shall be **completely screened from view and** located in an enclosed area conveniently accessible to all residents. Enclosures shall be constructed of finished masonry materials with the exception of gates and doors. Gates and doors shall be opaque, substantial, and oriented to minimize views of the enclosures from public rights-of-way. Concrete pavement shall be used for the refuse container pad and apron. **Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.**

7. That Section 24-34 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-34. Development standards.

The standards set out below shall be in lieu of the standards required elsewhere in this chapter:

(k) *Outside storage and refuse containers.* There shall be no outside storage of any equipment, vehicles, materials or supplies, ~~however a trash receptacle area~~ **Refuse containers shall be may be permitted if enclosed within an area completely screened from view and by means of an opaque fence or wall that is** architecturally compatible with the buildings on the site.

8. That Section 24-50.4 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.4. Required conditions.

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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

(b) *Refuse containers*. Refuse containers or refuse storage areas shall be located in a paved area and hidden from general public view, either from within or outside the premises shall be completely screened from view by means of an opaque fences, or walls and/or landscape planting. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

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9. That Section 24-50.9 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.9. Required conditions.

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(b) *Refuse containers*. Refuse containers or refuse storage areas shall be located in a paved area and hidden from general public view, either from within or outside the premises shall be completely screened from view by means of an opaque fences, or walls and/or landscape planting. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

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10. That Section 24-50.14 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.14. Required conditions.

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(b) *Refuse containers*. Refuse containers or refuse storage areas shall be located in a paved area and hidden from general public view, either from within or outside the premises shall be completely screened from view by means of an opaque fences, or walls and/or landscape planting. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

11. That Section 24-50.22 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.22. Development standards.

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(e) *Outside storage and refuse containers*. There shall be no outside storage of any equipment, vehicles, materials or supplies, ~~except that a trash receptacle area.~~ **Refuse containers shall be** may be permitted if it is enclosed within an area which is completely screened from view ~~and which by means of an opaque fence or wall that~~ is architecturally compatible with the building(s) on the site. **Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.**

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12. That Section 24-50.33 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.33. Development standards and use restrictions.

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(i) *Outdoor use restriction and refuse containers*. All uses shall be conducted within a completely enclosed building, except as allowed by provisional use permit under section 24-50.31. There shall be no outside storage of any equipment, materials, or supplies. ~~Outdoor trash receptacles outside of loading areas may be permitted if~~ **Refuse containers shall be** completely screened from view **by means of an opaque fence or wall** and constructed with materials similar to those of the principal building. **Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.**

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13. That Section 24-53.1 be added to the Code of the County of Henrico as follows:

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Agenda Title: **ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated;” Section 24-30.2 Titled “Development standards – Multifamily development;” Section 24-32 Titled “Principal uses permitted;” Section 24-34 Titled “Development standards;” Sections 24-50.4, 24-50.9 and 24-50.14 Titled “Required conditions;” Section 24-50.22 Titled “Development standards;” Section 24-50.33 Titled “Development standards and use restrictions;” Sections 24-57, 24-61, and 24-65, Each Titled “Development standards and conditions for permitted uses;” and Sections 24-69 and 24-79 Titled “Required conditions;” and to Add Sections 24-13.01, 24-13.5, 24-53.1, 24-72.1, 24-75.1, and 24-90.1, Each Titled “Development standards and conditions for permitted uses” and Section 24-27.1 Titled “Refuse containers,” to the Code of the County of Henrico to Minimize the Impact of Refuse Container Servicing on Adjacent Property**

Sec. 24-53.1. Development standards and conditions for permitted uses.
Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

14. That Section 24-57 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-57. Development standards and conditions for permitted uses.

~~(i) Refuse containers. Refuse containers and/or refuse storage facilities shall be completely screened from general public view either from within or outside the premises by means of an opaque fences, or walls or landscape planting. Such containers or storage facilities shall be located as far from adjacent R districts as practicable, and may be serviced only during permitted business hours. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.~~

15. That Section 24-61 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-61. Development standards and conditions for permitted uses.

~~(i) Refuse containers. Refuse containers and/or refuse storage facilities shall be completely screened from general public view either from within or outside the premises by means of an opaque fences, or walls or landscape planting. Such containers or storage facilities shall be located as far from adjacent R uistricts as practicable, and may be serviced only during permitted business hours. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.~~

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16. That Section 24-65 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-65. Development standards and conditions for permitted uses.

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(m) Refuse containers. Refuse containers ~~and/or refuse storage facilities~~ shall be **completely** screened from general public view ~~either from within or outside the premises~~ by means of **an** opaque fences, **or** walls ~~or landscape planting~~. Such containers ~~or storage facilities~~ shall be located as far from adjacent R districts as practicable; ~~provided, however, that any such location within 250 feet of an adjacent R district.~~ **Such containers** shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

17. That Section 24-69 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-69. Required conditions.

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(d) Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

18. That Section 24-72.1 be added to the Code of the County of Henrico as follows:

Sec. 24-72.1. Development standards and conditions for permitted uses.

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Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

19. That Section 24-75.1 be added to the Code of the County of Henrico as follows:

Sec. 24-75.1. Development standards and conditions for permitted uses.

Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

20. That Section 24-79 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-79. Required conditions.

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(c) Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

21. That Section 24-90.1 be added to the Code of the County of Henrico as follows:

Sec. 24-90.1. Development standards and conditions for permitted uses.

Refuse containers. Refuse containers shall be completely screened from view by means of an opaque fence or wall. Such containers shall be serviced only between the hours of 6:00 a.m. and 12:00 midnight.

22. That this ordinance shall be in full force and effect on and after its passage as provided by law.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 154-11

Page No.

1 of 1

Agenda Title RESOLUTION - Signatory Authority - Conveyance of Real Estate - Cedar Lawn Subdivision - Varina District

<p>For Clerk's Use Only:</p> <p>JUN 28 2011</p> <p>Date _____</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Donati</u> Seconded by (1) <u>Glenn</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glenn, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kachfele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Hannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glenn, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kachfele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Hannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Kachfele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, by deed dated January 26, 1962, the County acquired a parcel of land known as Lot 21 in Block D of Cedar Lawn Subdivision (the "County Parcel") as shown cross-hatched and labeled "County Parcel" on the attached Exhibit "A"; and,

WHEREAS, John E. Johnson, Jr., owner of the lots adjacent to the County Parcel, has requested that the County convey the County Parcel to him for \$3,500; and,

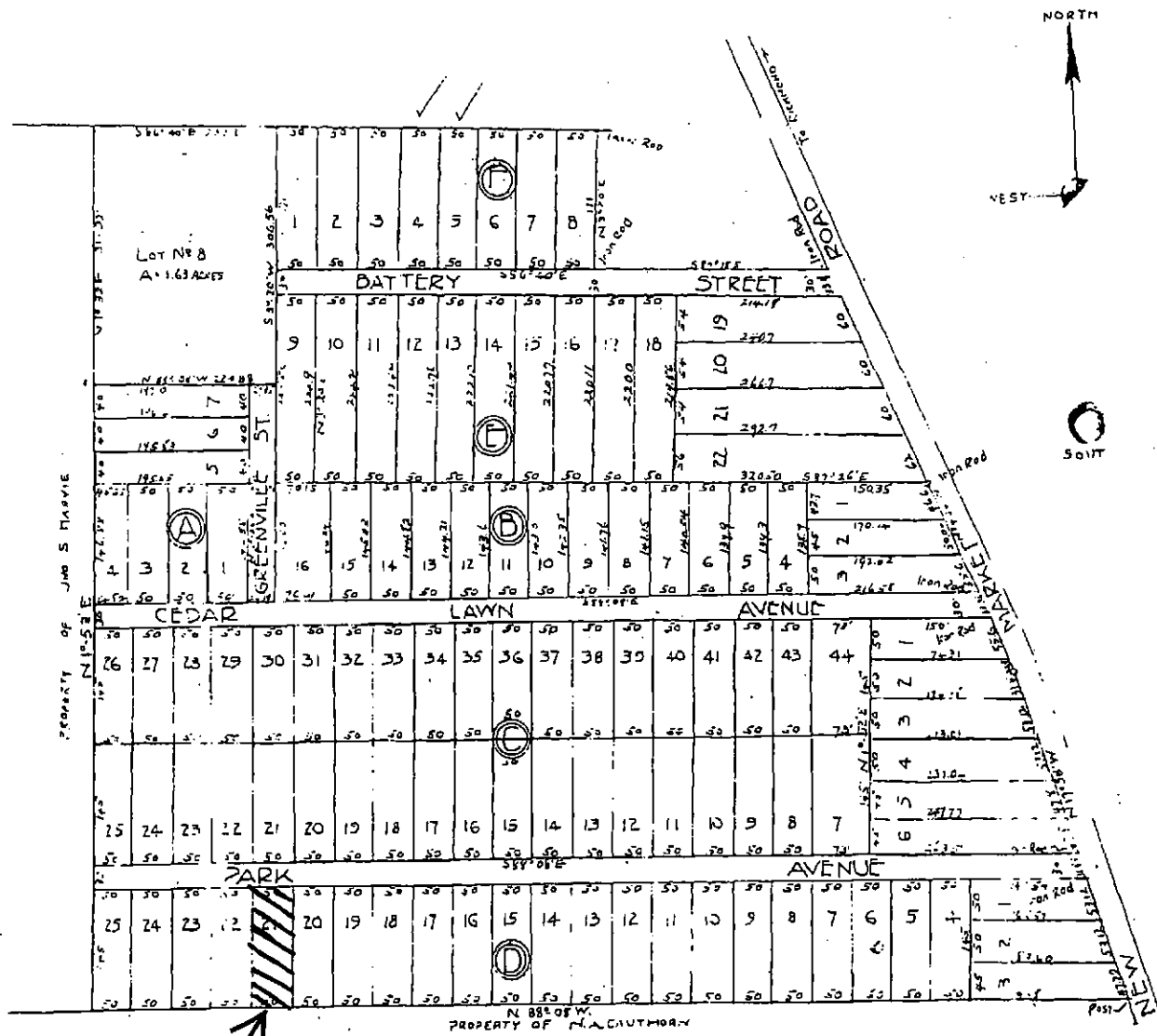
WHEREAS, the County Parcel is not needed by the County; and,

WHEREAS, this resolution was advertised and a public hearing was held on June 28, 2011 pursuant to §§ 15.2-1813 and 15.2-1800 of the Code of Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Chairman and Clerk are authorized to execute a Special Warranty Deed, in a form approved by the County Attorney, by and between the County and John E. Johnson, Jr., his successors or assigns, for the conveyance of the County Parcel, as shown on the attached Exhibit "A," for a consideration of \$3,500.00.

Comments: The Director of Real Property recommends approval of this Board paper; the County Manager concurs.

<p>By Agency Head <u>[Signature]</u></p>	<p>for By County Manager <u>[Signature]</u></p>
<p>Routing: Yellow to: <u>Real Property</u></p> <p>Copy to: _____</p>	<p>Certified: A Copy Tests: _____ Clerk, Board of Supervisors</p> <p>Date: _____</p>



"COUNTY PARCEL"

MAP OF CEDAR LAWN.
 SITUATED IN HENNING COUNTY, VA.
 ON WEST SIDE
 NEW MARKET ROAD
 SCALE 1" = 100' AUGUST 20-30
 JEMPLE WADDILL
 CIVIL ENGINEER & SURVEYOR
 TRAINING 11
 SEE D.B. 116-A P. 150-1 2-11

EXHIBIT "A"

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
Page No. 1 of 8

Agenda Title **RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12**

<p>For Clerk's Use Only:</p> <p>Date JUN 28 2011</p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Alnee</u> Seconded by (1) <u>Donati</u> (2) _____ (2) _____</p> <p>REMARKS: <u>APPROVED</u></p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

BE IT RESOLVED by the Board of Supervisors of the County of Henrico, Virginia, that the following amounts be, and they hereby are, appropriated for expenditure in fiscal year 2011-12, for the accounts and purposes indicated below, these same amounts being in the approved operating and capital Annual Fiscal Plans for fiscal year 2011-12, as approved by the Board of Supervisors on April 26, 2011 (Agenda Item No. 93-11), and to be funded from the estimated resources shown:

OPERATING FUNDS

ESTIMATED RESOURCES

<u>SOURCE</u>	<u>AMOUNT</u>
<u>GENERAL FUND:</u>	
From Local Sources:	
General Property Taxes	\$ 388,660,000
Other Local Taxes	114,755,000
Permits, Fees, and Licenses	3,345,200
Fines and Forfeitures	2,390,000
Use of Money and Property	9,784,400
Charges for Services	3,748,700
Miscellaneous	2,857,800
Recovered Costs	4,278,870
Total from Local Sources	\$ 529,819,970

<p>By Agency Head <u>[Signature]</u></p> <p>Routing: Yellow to: _____ Copy to: _____</p>	<p>for By County Manager <u>[Signature]</u></p> <p>Certified: A Copy Teste: _____ Clerk, Board of Supervisors</p> <p>Date: _____</p>
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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
Page No. 2 of 8

Agenda Title **RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12**

ESTIMATED RESOURCES (cont'd)

<u>SOURCE</u>	<u>AMOUNT</u>
<u>GENERAL FUND (cont'd):</u>	
From the Commonwealth of Virginia:	
Non-Categorical Aid	\$ 17,628,500
Shared Expenses	14,828,800
Categorical Aid	248,814,700
Total State	<u>\$ 281,272,000</u>
From the Federal Government:	
Categorical Aid - Total Federal	\$ 10,685,200
Operating Transfers	\$ (93,364,475)
From (To) Fund Balance/Reserves	<u>15,248,671</u>
Total General Fund	<u>\$ 743,661,366</u>
<u>SPECIAL REVENUE FUND:</u>	
From Local Sources:	
Permits, Fees, and Licenses	\$ 1,002,577
Fines and Forfeitures	266,136
Use of Money and Property	147,517
Charges for Services	29,041,300
Miscellaneous	1,530,088
Recovered Costs	534,431
Total Local	<u>\$ 32,522,049</u>
From the Commonwealth of Virginia:	
Non-Categorical Aid	\$ 153,587
Categorical Aid	24,205,134
Total State	<u>\$ 24,358,721</u>
From the Federal Government:	
Categorical Aid - Total Federal	\$ 47,285,330
Operating Transfers	\$ 21,802,945
From (To) Fund Balance	<u>(70,651)</u>
Total Special Revenue Fund	<u>\$ 125,898,394</u>

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
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Agenda Title **RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12**

ESTIMATED RESOURCES (cont'd)

<u>SOURCE</u>	<u>AMOUNT</u>
<u>WATER AND SEWER ENTERPRISE FUND:</u>	
From Local Sources:	
Fines and Forfeitures	\$ 132,613
Charges for Services	94,549,920
Miscellaneous	3,319,026
Total Local	<u>\$ 98,001,559</u>
Operating Transfers	756,608
From (To) Retained Earnings	<u>(20,367,958)</u>
Total Water & Sewer Enterprise Fund	<u>\$ 78,390,209</u>
<u>BELMONT GOLF COURSE ENTERPRISE FUND:</u>	
Charges for Services - Local	<u>\$ 1,220,070</u>
Total Belmont Golf Course Enterprise Fund	<u>\$ 1,220,070</u>
<u>CENTRAL AUTOMOTIVE MAINTENANCE FUND:</u>	
From Local Sources:	
Use of Money and Property	\$ 210,000
Miscellaneous	37,500
Recovered Costs	20,132,831
Total Central Auto Maintenance Fund	<u>\$ 20,380,331</u>
<u>TECHNOLOGY REPLACEMENT FUND:</u>	
Non-Revenue Receipts	\$ 1,811,907
From (To) Retained Earnings	517,323
Total Technology Replacement Fund	<u>\$ 2,329,230</u>
<u>RISK MANAGEMENT FUND:</u>	
Recovered Costs	\$ 629,403
Operating Transfers - Total Fund	4,369,790
Total Risk Management	<u>\$ 4,999,193</u>
<u>HEALTHCARE FUND</u>	
Recovered Costs	\$ 85,828,205
Use of Money and Property	75,000
From (To) Fund Balance	4,000,000
Total Healthcare Fund	<u>\$ 89,903,205</u>

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
Page No. 4 of 8

Agenda Title **RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12**

ESTIMATED RESOURCES (cont'd)

<u>SOURCE</u>	<u>AMOUNT</u>
<u>DEBT SERVICE FUND:</u>	
Operating Transfers – Total Fund	\$ 52,854,043
From (To) Fund Balance	2,000,000
Total Debt Service Fund	\$ 54,854,043
 <u>JAMES RIVER JUVENILE DETENTION CENTER AGENCY FUND:</u>	
Shared Expenses - Local	\$ 403,312
Shared Expenses – State	1,412,270
Operating Transfers	3,281,089
From (To) Fund Balance	445,138
Total JRJDC Agency Fund	\$ 5,541,809
 <u>OTHER POST EMPLOYMENT (OPEB) BENEFITS: - GASB 45</u>	
Operating Transfers – Total Fund	\$ 3,000,000
 <u>ADJUSTMENTS FOR INTERFUND TRANSACTIONS:</u>	
Operating Transfers – Total Fund	\$ (86,446,256)
TOTAL OPERATING FUNDS RESOURCES	\$ 1,043,731,594

APPROPRIATIONS

<u>DEPARTMENT</u>	<u>AMOUNT</u>
<u>GENERAL FUND:</u>	
Board of Supervisors	\$ 1,104,851
Library	15,917,916
Sheriff	33,561,876
Circuit Court	2,949,797
Commonwealth's Attorney	4,643,213
General District Court	214,897
Juvenile/Domestic Relations Court	2,344,697
Electoral Board	1,348,019
County Manager	3,835,863
County Attorney	2,031,459
Human Resources	5,503,598
Police	65,918,779
Fire	49,964,586
Finance	12,057,258
General Services	16,449,908

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
Page No. 5 of 8

Agenda Title RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12

<u>DEPARTMENT</u>	<u>APPROPRIATIONS (cont'd)</u>	<u>AMOUNT</u>
<u>GENERAL FUND:</u>		
Internal Audit		387,370
Information Technology		12,464,369
Agriculture and Home Extension		351,596
Social Services		18,597,813
Recreation and Parks		17,339,153
Public Health		1,583,056
Public Works		35,765,565
Real Property		576,838
Economic Development		12,474,686
Non-Departmental		12,018,323
Building Inspections		4,273,187
Planning		3,893,506
Permit Centers		804,742
Community Revitalization		1,534,445
Education		403,750,000
Total General Fund		<u>\$ 743,661,366</u>
 <u>SPECIAL REVENUE FUND:</u>		
Commonwealth's Attorney		\$ 858,274
Juvenile/Domestic Relations Court (VJCCCA)		912,892
Police		1,423,867
Social Services (CSA)		8,796,782
Mental Health/Developmental Services		32,442,571
Capital Area Training Consortium		4,959,921
Public Works		897,000
Public Utilities		12,339,602
Non-Departmental		100,201
Community Corrections/Drug Court Programs		1,815,156
Education - Cafeterias		18,494,517
Education - Grants		42,857,611
Total Special Revenue Fund		<u>\$ 125,898,394</u>
 <u>WATER AND SEWER ENTERPRISE FUND:</u>		
Public Utilities - Operations		\$ 57,998,923
Public Utilities - Debt Service		20,391,286
Total Water & Sewer Enterprise Fund		<u>\$ 78,390,209</u>

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. **ISS-11**
Page No. 6 of 8

Agenda Title RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12

<u>DEPARTMENT</u>	<u>APPROPRIATIONS (cont'd)</u>	<u>AMOUNT</u>
<u>BELMONT GOLF COURSE ENTERPRISE FUND:</u>		
Recreation and Parks - Total Fund		\$ 1,220,070
<u>CENTRAL AUTOMOTIVE MAINTENANCE FUND:</u>		
General Services - Total Fund		\$ 20,380,331
<u>TECHNOLOGY REPLACEMENT FUND:</u>		
Technology Replacement - Total Fund		\$ 2,329,230
<u>RISK MANAGEMENT FUND:</u>		
General Services - Total Fund		\$ 4,999,193
<u>HEALTHCARE FUND</u>		
Healthcare - Total Fund		\$ 89,903,205
<u>DEBT SERVICE FUND:</u>		
General Government		\$ 17,330,475
Education		37,523,568
Total Debt Service Fund		<u>\$ 54,854,043</u>
<u>JAMES RIVER JUVENILE DETENTION CENTER AGENCY FUND:</u>		
JRJDC - Operations		\$ 4,867,199
JRJDC - Debt Service		674,610
Total JRJDC Agency Fund		<u>\$ 5,541,809</u>
<u>OTHER POST EMPLOYMENT (OPEB) BENEFITS - GASB 45</u>		
GASB 45 OPEB - Total Fund		\$ 3,000,000
<u>ADJUSTMENTS FOR INTERFUND TRANSACTIONS:</u>		
Interdepartmental Billings - Total Fund		\$ (86,446,256)
TOTAL OPERATING FUNDS APPROPRIATIONS		<u><u>\$ 1,043,731,594</u></u>

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
Page No. 7 of 8

Agenda Title **RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12**

CAPITAL FUNDS

<u>SOURCE</u>	<u>ESTIMATED RESOURCES</u>	<u>AMOUNT</u>
<u>CAPITAL PROJECTS FUND:</u>		
Motor Vehicle License Revenue		\$ 850,000
G.O. Bonds – General		10,350,000
G.O. Bonds – Education		22,931,208
Landfill Revenue		1,450,000
Fund Balance – General Fund		<u>5,000,000</u>
Total Capital Projects Fund		\$ 40,581,208
 <u>WATER AND SEWER ENTERPRISE FUND:</u>		
Water and Sewer Fees/Charges – Total Fund		<u>100,827,965</u>
TOTAL CAPITAL FUNDS RESOURCES		<u>\$ 141,409,173</u>

<u>CAPITAL PROJECTS FUND:</u>	<u>APPROPRIATIONS</u>	
Library		\$ 6,000,000
Fire		1,350,000
General Services		539,000
Information Technology		1,500,000
Recreation and Parks		3,311,000
Public Works - GIS		150,000
Public Works – Roadway		850,000
Public Utilities – Landfill		1,450,000
Education		<u>25,431,208</u>
Total Capital Projects Fund		\$ 40,581,208
 <u>WATER AND SEWER ENTERPRISE FUND:</u>		
Public Utilities – Water		\$ 64,785,000
Public Utilities – Sewer		<u>36,042,965</u>
Total Water & Sewer Enterprise Fund		<u>\$ 100,827,965</u>
TOTAL CAPITAL FUNDS APPROPRIATIONS		<u>\$ 141,409,173</u>

BE IT FURTHER RESOLVED by the Board that remaining funds appropriated for capital projects in prior fiscal years be, and hereby are, reappropriated to fiscal year 2011-12, to the same department and account for which they were originally appropriated and shall remain appropriated until spent.

BE IT FURTHER RESOLVED by the Board that remaining funds appropriated in fiscal year 2010-11 for long term disability benefit shall be reappropriated for fiscal year 2011-12 and shall remain appropriated until spent.

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 155-11
Page No. 8 of 8

Agenda Title **RESOLUTION - Appropriation of Funds for Fiscal Year 2011-12**

BE IT FURTHER RESOLVED by the Board that funds budgeted in fiscal year 2010-11, which support valid outstanding encumbrances as of June 30, 2011, be, and hereby are, reappropriated to fiscal year 2011-12, to the same department and account for which they were encumbered.

COMMENTS: The Director of Finance recommends approval of this Board paper and the County Manager concurs.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 156-11

Page No. 1 of 1

Agenda Title: RESOLUTION — Award of Contract — Annual Engineering Services, Water and Sewage Pumping Stations — Greeley and Hansen

For Clerk's Use Only: Date: JUN 28 2011 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Glover</u> Seconded by (1) <u>Donati</u> (2) _____ (2) _____ REMARKS: APPROVED	YES NO OTHER Donati, J. <input checked="" type="checkbox"/> _____ Glover, R. <input checked="" type="checkbox"/> _____ Kaechele, D. <input checked="" type="checkbox"/> _____ O'Bannon, P. _____ Thornton, F. <input checked="" type="checkbox"/> <u>absent</u>
	<hr/>	

WHEREAS, on April 29, 2011, the Department of General Services received nine proposals in response to RFP #11-9030-3CS, Annual Engineering Services for Water and Sewage Pumping Stations; and,

WHEREAS, based upon review of the written proposals, the Selection Committee interviewed the following firms:

Greeley and Hansen
Camp Dresser & McKee, Inc.

WHEREAS, the Selection Committee selected Greeley and Hansen as the top-ranked firm and negotiated an agreement which provides that the contract amount shall not exceed \$300,000 for any project or \$1,500,000 during the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that a contract to provide annual engineering services for water and sewage pumping station projects is hereby awarded to Greeley and Hansen for one year after contract award, with the option to renew for two additional one-year terms, in accordance with RFP #11-9030-3CS.

BE IT FURTHER RESOLVED that the County Manager is authorized to execute the contract in a form approved by the County Attorney.

Comments: The Directors of Public Utilities and General Services recommend approval, and the County Manager concurs.

By Agency Head Arthur O. Petroni *for* By County Manager Bence J. [Signature]

Routing:
Yellow to: _____
Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

